



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## RESEARCH APPENDIX -

**PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 03/04/2011 (Per: CMH)

A ➡ The 2011 drafting file for LRB-0805

B ➡ The 2011 drafting file for LRB-0808

C ➡ The 2011 drafting file for LRB-1059

D ➡ The 2011 drafting file for LRB-1369

➡ Compile Draft – Appendix B ... segment IV

has been tranfered to the drafting file for

**2011 LRB-1465\***

\* One of the compile drafts used in the creation of AB 40 & SB 27 (2011 Budget Bill)

Pt 59

1           **SECTION 297.** 200.57 (1) (a) of the statutes is amended to read:

2           200.57 (1) (a) "Disabled veteran-owned financial adviser" and "disabled  
3       veteran-owned investment firm" mean a financial adviser and investment firm,  
4       respectively, certified by the department of ~~commerce~~ safety and professional  
5       services under s. ~~560.0335~~ 490.02 (3).

NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 1991 a. 39; 1995 a. 27, s. 9116 (5); 1999 a. 150 s. 596; Stats. 1999 s. 200.57; 2009 a. 299; s. 13.92 (1) (bm) 2.

6           **SECTION 298.** 200.57 (1) (b) of the statutes is amended to read:

7           200.57 (1) (b) "Minority financial adviser" and "minority investment firm"  
8       mean a financial adviser and investment firm, respectively, certified by the  
9       department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

History: 1991 a. 39; 1995 a. 27, s. 9116 (5); 1999 a. 150 s. 596; Stats. 1999 s. 200.57; 2009 a. 299; s. 13.92 (1) (bm) 2.

10          **SECTION 299.** 214.48 (4) (a) of the statutes is amended to read:

11          214.48 (4) (a) An independent qualified appraiser, designated by the board of  
12       directors, who is properly licensed and certified by the department of ~~regulation and~~  
13       licensing safety and professional services or by another entity authorized to govern  
14       appraisal licensure and certification and who meets the requirements of title XI of  
15       the financial institutions reform, recovery and enforcement act of 1989, 12 USC 3331  
16       to 3351 and regulations adopted pursuant to those sections.

History: 1991 a. 221; 1995 a. 27.

17          **SECTION 300.** 229.46 (1) (ag) of the statutes is amended to read:

18          229.46 (1) (ag) "Disabled veteran-owned business" means a business certified  
19       by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~  
20       490.02 (3).

History: 1993 a. 263; 1999 a. 150 s. 672; 2009 a. 299; s. 13.92 (1) (bm) 2.

21          **SECTION 301.** 229.46 (1) (b) of the statutes is amended to read:

1 229.46 (1) (b) "Minority group member" has the meaning given in s. 560.036 ✓  
2 490.04 (1) (f). ✓

History: 1993 a. 263; 1999 a. 150 s. 672; 2009 a. 299; s. 13.92 (1) (bm) 2.

3 **SECTION 302.** 229.70 (1) (ag) of the statutes is amended to read:

4 229.70 (1) (ag) "Disabled veteran-owned business" means a business certified  
5 by the department of ~~commerce~~ safety and professional services under s. 560.0335 ✓  
6 490.02 (3). ✓

NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 1995 a. 56; 1999 a. 32; 2009 a. 299; s. 13.92 (1) (bm) 2.

7 **SECTION 303.** 229.70 (1) (am) of the statutes is amended to read:

8 229.70 (1) (am) "Minority business" has the meaning given in s. 560.036 490.04 ✓  
9 (1) (e). ✓

History: 1995 a. 56; 1999 a. 32; 2009 a. 299; s. 13.92 (1) (bm) 2.

10 **SECTION 304.** 229.70 (1) (b) of the statutes is amended to read:

11 229.70 (1) (b) "Minority group member" has the meaning given in s. 560.036 ✓  
12 490.04 (1) (f). ✓

History: 1995 a. 56; 1999 a. 32; 2009 a. 299; s. 13.92 (1) (bm) 2.

13 **SECTION 305.** 229.8273 (1) (am) of the statutes is amended to read:

14 229.8273 (1) (am) "Disabled veteran-owned business" means a business  
15 certified by the department of ~~commerce~~ safety and professional services under s. ✓  
16 560.0335 490.02 (3). ✓

NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 1999 a. 167; 2009 a. 299; s. 13.92 (1) (bm) 2.

17 **SECTION 306.** 229.8273 (1) (b) of the statutes is amended to read:

18 229.8273 (1) (b) "Minority business" has the meaning given in s. 560.036 490.04 ✓  
19 (1) (e). ✓

History: 1999 a. 167; 2009 a. 299; s. 13.92 (1) (bm) 2.

20 **SECTION 307.** 229.8273 (1) (c) of the statutes is amended to read:

1 229.8273 (1) (c) "Minority group member" has the meaning given in s. 560.036  
2 490.04 (1) (f).

History: 1999 a. 167; 2009 a. 299; s. 13.92 (1) (bm) 2.

3 **SECTION 308.** 229.845 (1) (ag) of the statutes is amended to read:

4 229.845 (1) (ag) "Disabled veteran-owned business" means a business certified  
5 by the department of ~~commerce~~ safety and professional services under s. 560.0335  
6 490.02 (3).

X NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2 to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 1999 a. 65; 2009 a. 299; s. 13.92 (1) (bm) 2.

7 **SECTION 309.** 229.845 (1) (am) of the statutes is amended to read:

8 229.845 (1) (am) "Minority business" has the meaning given in s. 560.036  
9 490.04 (1) (e).

History: 1999 a. 65; 2009 a. 299; s. 13.92 (1) (bm) 2.

10 **SECTION 310.** 230.08 (2) (e) 10. of the statutes is repealed.

11 **SECTION 311.** 230.08 (2) (e) 11m. of the statutes is created to read:

12 230.08 (2) (e) 11m. Safety and professional services — 6.

13 **SECTION 312.** 230.08 (2) (v) of the statutes is amended to read:

14 230.08 (2) (v) Not more than 5 bureau directors in the department of ~~regulation~~  
15 and licensing safety and professional services.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28.

16 **SECTION 313.** 231.20 of the statutes is amended to read:

17 **231.20 Waiver of construction and bidding requirements.** In exercising

18 its powers under s. 101.12, the department of ~~commerce~~ safety and professional  
19 responsibility <sup>e services</sup> or any city, village, town, or county may, within its discretion for proper

20 cause shown, waive any particular requirements relating to public buildings,

21 structures, grounds, works, and improvements imposed by law upon projects under

22 this chapter; the requirements of s. 101.13 may not be waived, however. If, however,

1 the prospective lessee so requests in writing, the authority shall, through the  
2 participating health institution, participating educational institution, participating  
3 research institution, or participating child care provider as its agent, call for  
4 construction bids in such manner as is determined by the authority with the approval  
5 of the lessee.

History: 1973 c. 304; 1983 a. 27; 1987 a. 27; 1993 a. 124; 1995 a. 27 ss. 6298, 9116 (5); 2009 a. 2.

6 **SECTION 314.** 231.27 (1) of the statutes is amended to read:

7 231.27 (1) In this section, "minority business", "minority financial adviser" and  
8 "minority investment firm" mean a business, financial adviser and investment firm,  
9 respectively, certified by the department of ~~commerce~~ safety and professional  
10 services under s. ~~560.036~~ 490.04 (2).

History: 1987 a. 27; 1995 a. 27 s. 9116 (5).

11 **SECTION 315.** 231.29 (1) of the statutes is amended to read:

12 231.29 (1) In this section, "business," "financial adviser," and "investment firm"  
13 mean a business, financial adviser, and investment firm certified by the department  
14 of ~~commerce~~ safety and professional services under s. ~~560.0335~~ 490.02 (3).

X  
NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 2009 a. 299; s. 13.92 (1) (bm) 2.

15 **SECTION 316.** 234.35 (1) of the statutes is amended to read:

16 234.35 (1) In this section, "minority business", "minority financial adviser" and  
17 "minority investment firm" mean a business, financial adviser and investment firm,  
18 respectively, certified by the department of ~~commerce~~ safety and professional  
19 services under s. ~~560.036~~ 490.04 (2).

History: 1987 a. 27; 1995 a. 27 s. 9116 (5); 1997 a. 27 s. 3374; Stats. 1997 s. 234.35.

20 **SECTION 317.** 234.36 (1) of the statutes is amended to read:

21 234.36 (1) In this section, "business," "financial adviser," and "investment firm"  
22 mean a business, financial adviser, and investment firm certified by the department  
23 of ~~commerce~~ safety and professional services under s. ~~560.0335~~ 490.02 (3).

NOTE: NOTE: NOTE: The cross-reference to s. 560.0335 was changed from s. 560.033 by the legislative reference bureau under s. 13.92 (1) (bm) 2. to reflect the renumbering under s. 13.92 (1) (bm) 2. of s. 560.033, as created by 2009 Wis. Act 299. NOTE:

History: 2009 a. 299; s. 13.92 (1) (bm) 2.

**SECTION 318.** 236.12 (2) (a) of the statutes is amended to read:

236.12 (2) (a) Two copies for each of the state agencies required to review the plat to the department which shall examine the plat for compliance with ss. 236.15, 236.16, 236.20 and 236.21 (1) and (2). If the subdivision abuts or adjoins a state trunk highway or connecting highway, the department shall transmit 2 copies to the department of transportation so that agency may determine whether it has any objection to the plat on the basis of its rules as provided in s. 236.13. If the subdivision is not served by a public sewer and provision for that service has not been made, the department shall transmit 2 copies to the department of ~~commerce~~ safety and professional services so that that agency may determine whether it has any objection to the plat on the basis of its rules as provided in s. 236.13. In lieu of this procedure the agencies may designate local officials to act as their agents in examining the plats for compliance with the statutes or their rules by filing a written delegation of authority with the approving body.

History: 1973 c. 90; 1977 c. 29 s. 1654 (3), (8) (c); 1979 c. 221; 1979 c. 248 ss. 5, 25 (6); 1979 c. 355; 1985 a. 29; 1995 a. 27; 1997 a. 27.

**SECTION 319.** 236.13 (1) (d) of the statutes is amended to read:

236.13 (1) (d) The rules of the department of ~~commerce~~ safety and professional services relating to lot size and lot elevation necessary for proper sanitary conditions in a subdivision not served by a public sewer, where provision for public sewer service has not been made;

History: 1977 c. 29 ss. 1384, 1654 (8) (c); 1977 c. 162; 1979 c. 221, 248; 1981 c. 289 s. 19; 1981 c. 354; 1993 a. 414; 1995 a. 27 ss. 6310, 6311, 9116 (5); 1995 a. 227; 1997 a. 27; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 30; 2007 a. 44; 2009 a. 372, 376.

**SECTION 320.** 236.13 (2m) of the statutes is amended to read:

236.13 (2m) As a further condition of approval when lands included in the plat lie within 500 feet of the ordinary high-water mark of any navigable stream, lake or other body of navigable water or if land in the proposed plat involves lake or stream

1 shorelands referred to in s. 236.16, the department of natural resources, to prevent  
2 pollution of navigable waters, or the department of ~~commerce~~ safety and professional  
3 services, to protect the public health and safety, may require assurance of adequate  
4 drainage areas for private sewage disposal systems and building setback  
5 restrictions, or provisions by the owner for public sewage disposal facilities for  
6 waters of the state, as defined in s. 281.01 (18), industrial wastes, as defined in s.  
7 281.01 (5), and other wastes, as defined in s. 281.01 (7). The public sewage disposal  
8 facilities may consist of one or more systems as the department of natural resources  
9 or the department of ~~commerce~~ safety and professional services determines on the  
10 basis of need for prevention of pollution of the waters of the state or protection of  
11 public health and safety.

History: 1977 c. 29 ss. 1384, 1654 (8) (c); 1977 c. 162; 1979 c. 221, 248; 1981 c. 289 s. 19; 1981 c. 354; 1993 a. 414; 1995 a. 27 ss. 6310, 6311, 9116 (5); 1995 a. 227; 1997 a. 27; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 30; 2007 a. 44; 2009 a. 372, 376.

12 **SECTION 321.** 236.335 of the statutes is amended to read:

13 **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat  
14 may be divided, or used if so divided, for purposes of sale or building development if  
15 the resulting lots or parcels do not conform to this chapter, to any applicable  
16 ordinance of the approving authority or to the rules of the department of ~~commerce~~  
17 safety and professional services under s. 236.13. Any person making or causing such  
18 a division to be made shall forfeit not less than \$100 nor more than \$500 to the  
19 approving authority, or to the state if there is a violation of this chapter or the rules  
20 of the department of ~~commerce~~ safety and professional services.

History: 1979 c. 221; 1995 a. 27 s. 9130 (4); 1997 a. 3; 2007 a. 20.

\*\*\*\*NOTE: Please review these treatments of all of these ch. 236 provisions in this draft.

21 **SECTION 322.** 252.12 (2) (a) 9. of the statutes is amended to read:

22 252.12 (2) (a) 9. 'Grant for family resource center.' The department shall award  
23 a grant to develop and implement an African-American family resource center in the

city of Milwaukee that targets activities toward the prevention and treatment of HIV infection and related infections, including hepatitis C virus infection, of minority group members, as defined in s. ~~560.036~~ 490.04 (1) (f).

**History:** 1987 a. 27, 70, 399; 1989 a. 31, 201, 336; 1991 a. 39, 80; 1993 a. 16; 1993 a. 27 ss. 318, 319, 321, 323; Stats. 1993 s. 252.12; 1995 a. 27; 1997 a. 27, 79; 1999 a. 9; 2001 a. 16; 2005 a. 25; 2007 a. 20; 2009 a. 28, 209, 221.

**SECTION 323.** 252.12 (2) (c) 2. of the statutes is amended to read:

252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the department shall award \$75,000 in each fiscal year as grants for services to prevent HIV infection and related infections, including hepatitis C virus infection. Criteria for award of the grants shall include the criteria specified under subd. 1. The department shall award 60% of the funding to applying organizations that receive funding under par. (a) 8. and 40% of the funding to applying community-based organizations that are operated by minority group members, as defined in s. ~~560.036~~ 490.04 (1) (f).

**History:** 1987 a. 27, 70, 399; 1989 a. 31, 201, 336; 1991 a. 39, 80; 1993 a. 16; 1993 a. 27 ss. 318, 319, 321, 323; Stats. 1993 s. 252.12; 1995 a. 27; 1997 a. 27, 79; 1999 a. 9; 2001 a. 16; 2005 a. 25; 2007 a. 20; 2009 a. 28, 209, 221.

**SECTION 324.** 252.15 (5g) (c) of the statutes is amended to read:

252.15 (5g) (c) A physician, physician assistant, or advanced practice nurse prescriber, based on information provided to the physician, physician assistant, or advanced practice nurse prescriber, determines and certifies in writing that the person has had contact that constitutes a significant exposure. The certification shall accompany the request for HIV testing and disclosure. If the person is a physician, physician assistant, or advanced practice nurse prescriber, he or she may not make this determination or certification. The information that is provided to a physician, physician assistant, or advanced practice nurse prescriber to document the occurrence of the contact that constitutes a significant exposure and the physician's, physician assistant's, or advanced practice nurse prescriber's



1 certification that the person has had contact that constitutes a significant exposure,  
2 shall be provided on a report form that is developed by the department of commerce  
3 safety and professional services under s. 101.02 (19) (a) or on a report form that the  
4 department of commerce safety and professional services determines, under s.  
5 101.02 (19) (b), is substantially equivalent to the report form that is developed under  
6 s. 101.02 (19) (a).

History: 1985 a. 29, 73, 120; 1987 a. 70 ss. 13 to 27, 36; 1987 a. 403 ss. 136, 256; 1989 a. 200; 1989 a. 201 ss. 11 to 25, 36; 1989 a. 298, 359; 1991 a. 269; 1993 a. 16 s. 2567; 1993 a. 27 ss. 332, 334, 337, 340, 342; Stats. 1993 s. 252.15; 1993 a. 32, 183, 190, 252, 395, 491; 1995 a. 27 ss. 6323, 9116 (5), 9126 (19); 1995 a. 77, 275; 1997 a. 54, 80, 156, 188; 1999 a. 9, 32, 79, 151, 162, 188; 2001 a. 38, 59, 69, 74, 103, 105; 2003 a. 271; 2005 a. 155, 187, 266, 344, 387; 2007 a. 97, 106, 130; 2009 a. 28, 209, 302, 355; s. 13.92 (2) (i).

7 **SECTION 325.** 253.15 (1) (c) of the statutes is amended to read:

8 253.15 (1) (c) "Health care provider" means any person who is licensed,  
9 registered, permitted, or certified by the department of health services or the  
10 department of ~~regulation and licensing~~ safety and professional services to provide  
11 health care services in this state.

History: 2005 a. 165; 2007 a. 20 ss. 3059 to 3065, 9121 (6) (a); 2007 a. 96; 2009 a. 28, 180, 185.

12 **SECTION 326.** 254.02 (3) (a) of the statutes is amended to read:

13 254.02 (3) (a) The department of agriculture, trade and consumer protection,  
14 the department of corrections, the department of commerce safety and professional  
15 services, and the department of natural resources shall enter into memoranda of  
16 understanding with the department to establish protocols for the department to  
17 review proposed rules of those state agencies relating to air and water quality,  
18 occupational health and safety, institutional sanitation, toxic substances, indoor air  
19 quality, food protection or waste handling and disposal.

History: 1993 a. 27; 1995 a. 27 ss. 6327, 9116 (5).

20 **SECTION 327.** 254.176 (2) (e) of the statutes is amended to read:

21 254.176 (2) (e) A person who engages in the business of installing or servicing  
22 heating, ventilating or air conditioning equipment if the person is registered with the  
23 department of commerce safety and professional services and if the person engages

1 in activities that constitute lead hazard reduction, only to the extent that the  
2 activities are within the scope of his or her registration.

History: 1993 a. 450; 1995 a. 27 ss. 6330, 9116 (5); 1997 a. 191, 237; 1999 a. 113.

3 **SECTION 328.** 254.22 (4) of the statutes is amended to read:

4 254.22 (4) Assist the department of ~~commerce~~ safety and professional services  
5 with the enforcement of s. 101.123.

History: 1993 a. 27; 1995 a. 27 ss. 6331, 9116 (5).

6 **SECTION 329.** 254.73 (1) of the statutes is amended to read:

7 254.73 (1) Every hotel with sleeping accommodations with more than 12  
8 bedrooms above the first story shall, between the hours of 12 midnight and 6 a.m.  
9 provide a system of security personnel patrol, or of mechanical and electrical devices,  
10 or both, adequate, according to standards established by the department of  
11 ~~commerce~~ safety and professional services, to warn all guests and employees in time  
12 to permit their evacuation in case of fire.

History: 1975 c. 112, 199; 1975 c. 413 s. 13; Stats. 1975 s. 50.56; 1985 a. 135; 1993 a. 27 s. 76; Stats. 1993 s. 254.73; 1995 a. 27 ss. 6343, 9116 (5).

13 **SECTION 330.** 254.74 (1) (am) of the statutes is amended to read:

14 254.74 (1) (am) Promulgate rules, in consultation with the department of  
15 ~~commerce~~ safety and professional services, under which the department of health  
16 services shall conduct regular inspections of sealed combustion units, as required  
17 under s. 101.149 (5) (c), for carbon monoxide emissions in hotels, tourist rooming  
18 houses, and bed and breakfast establishments. The rules shall specify conditions  
19 under which it may issue orders as specified under s. 101.149 (8) (a). The rules may  
20 not require the department of health services to inspect sealed combustion units  
21 during the period in which the sealed combustion units are covered by a  
22 manufacturer's warranty against defects.

History: 1975 c. 413 s. 13; Stats. 1975 s. 50.57; 1983 a. 163, 203, 538; 1985 a. 29; 1985 a. 332 s. 251 (1); 1987 a. 27; 1991 a. 39; 1993 a. 27 s. 77; Stats. 1993 s. 254.74; 1995 a. 27 ss. 6343m, 9126 (19); 1995 a. 417; 1997 a. 43; 2007 a. 20 s. 9121 (6) (a); 2007 a. 205.

23 **SECTION 331.** 254.78 of the statutes is amended to read:

1           **254.78 Authority of department of ~~eommerce~~ safety and professional**  
2           **services.** Nothing in this chapter shall affect the authority of the department of  
3           ~~eommerce~~ safety and professional services relative to places of employment,  
4           elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

History: 1975 c. 413 s. 13; Stats. 1975 s. 50.60; 1993 a. 27 s. 81; Stats. 1993 s. 254.78; 1995 a. 27 ss. 6344, 9116 (5).

5           **SECTION 332.** 254.79 of the statutes is amended to read:

6           **254.79 Joint employment.** The department and the department of ~~eommerce~~  
7           safety and professional services may employ experts, inspectors or other assistants  
8           jointly.

History: 1975 c. 413 s. 13; Stats. 1975 s. 50.61; 1993 a. 27 s. 82; Stats. 1993 s. 254.79; 1995 a. 27 ss. 6345, 9116 (5).

9           **SECTION 333.** 281.33 (2) of the statutes is amended to read:

10           **281.33 (2) STATE STORM WATER MANAGEMENT PLAN.** The department, in  
11           consultation with the department of ~~eommerce~~ safety and professional services,  
12           shall promulgate by rule a state storm water management plan. This state plan is  
13           applicable to activities contracted for or conducted by any agency, as defined under  
14           s. 227.01 (1) but also including the office of district attorney, unless that agency  
15           enters into a memorandum of understanding with the department of natural  
16           resources in which that agency agrees to regulate activities related to storm water  
17           management. The department shall coordinate the activities of agencies, as defined  
18           under s. 227.01 (1), in storm water management and make recommendations to  
19           these agencies concerning activities related to storm water management.

History: 1983 a. 416; Stats. 1983 s. 144.265; 1983 a. 538 s. 150; Stats. 1983 s. 144.266; 1985 a. 182 s. 57; 1987 a. 27; 1989 a. 31; 1993 a. 16, 246; 1995 a. 27 ss. 4303cm, 9116 (5); 1995 a. 201; 1995 a. 227 s. 434; Stats. 1995 s. 281.33; 2009 a. 28 ss. 2075d to 2075j, 2576n, 2576p.

20           **SECTION 334.** 281.344 (8) (a) of the statutes is amended to read:

21           **281.344 (8) (a) Goals and objectives.** The department shall specify water  
22           conservation and efficiency goals and objectives for the waters of the state. The  
23           department shall specify goals and objectives for the waters of the Great Lakes basin

1 that are consistent with the goals under s. 281.343 (4b) (a) and the objectives  
2 identified by the regional body under Article 304 (1) of the Great Lakes — St.  
3 Lawrence River Basin Sustainable Water Resources Agreement. In specifying these  
4 goals and objectives, the department shall consult with the department of ~~commerce~~  
5 safety and professional services and the public service commission.

History: 2007 a. 227; 2009 a. 180.

6 **SECTION 335.** 281.344 (8) (b) (intro.) of the statutes is amended to read:

7 281.344 (8) (b) *Statewide program.* (intro.) In cooperation with the department  
8 of ~~commerce~~ safety and professional services and the public service commission, the  
9 department shall develop and implement a statewide water conservation and  
10 efficiency program that includes all of the following:

History: 2007 a. 227; 2009 a. 180.

11 **SECTION 336.** 281.344 (8) (b) 3. of the statutes is amended to read:

12 281.344 (8) (b) 3. Water conservation and efficiency measures that the  
13 department of ~~commerce~~ safety and professional services requires or authorizes to  
14 be implemented under chs. 101 and 145.

History: 2007 a. 227; 2009 a. 180.

15 **SECTION 337.** 281.346 (8) (a) of the statutes is amended to read:

16 281.346 (8) (a) *Goals and objectives.* The department shall specify water  
17 conservation and efficiency goals and objectives for the waters of the state and for the  
18 waters of the Great Lakes basin. The department shall specify goals and objectives  
19 for the waters of the Great Lakes basin that are consistent with the goals under s.  
20 281.343 (4b) (a) and the objectives identified by the Great Lakes council under s.  
21 281.343 (4b) (a) and (c). In specifying these goals and objectives, the department  
22 shall consult with the department of ~~commerce~~ safety and professional services and  
23 the public service commission and consider the water conservation and efficiency

goals and objectives developed in any pilot program conducted by the department in cooperation with the regional body.

History: 2007 a. 227; 2009 a. 28, 180, 276.

**SECTION 338.** 281.346 (8) (b) (intro.) of the statutes is amended to read:

281.346 (8) (b) *Statewide program.* (intro.) In cooperation with the department of ~~commerce~~ safety and professional services and the public service commission, the department shall develop and implement a statewide water conservation and efficiency program that includes all of the following:

History: 2007 a. 227; 2009 a. 28, 180, 276.

**SECTION 339.** 281.346 (8) (b) 3. of the statutes is amended to read:

281.346 (8) (b) 3. Water conservation and efficiency measures that the department of ~~commerce~~ safety and professional services requires or authorizes to be implemented under chs. 101 and 145.

History: 2007 a. 227; 2009 a. 28, 180, 276.

**SECTION 340.** 281.57 (7) (c) 1. of the statutes is amended to read:

281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are limited in each fiscal year to receiving total grant awards not to exceed 33% of the sum of the amounts in the schedule for that fiscal year for the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (de) and the amount authorized under sub. (10) for that fiscal year plus the unencumbered balance at the end of the preceding fiscal year for the amount authorized under sub. (10). This subdivision is not applicable to grant awards provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

History: 1977 c. 418; 1979 c. 34 ss. 976g to 976wd, 2102 (39) (g); 1979 c. 221 ss. 626 to 626y, 2200 (20), 2202 (39); 1981 c. 1, 20, 174; 1983 a. 27; 1985 a. 29 ss. 1935 to 1938, 3202 (39); 1985 a. 120; 1987 a. 27, 399; 1989 a. 31, 336, 366; 1991 a. 39, 315; 1995 a. 27; 1995 a. 227 s. 424; Stats. 1995 s. 281.57; 1997 a. 27; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16.

**SECTION 341.** 281.75 (18) of the statutes is amended to read:

281.75 (18) **SUSPENSION OR REVOCATION OF LICENSES.** The department may suspend or revoke a license issued under ch. 280 if the department finds that the licensee falsified information submitted under this section. The department of

1 ~~commerce~~ safety and professional <sup>✓</sup> services may suspend or revoke the license of a  
2 plumber licensed under ch. 145 if the department of ~~commerce~~ safety and <sup>✓</sup>  
3 professional services finds that the plumber falsified information submitted under  
4 this section.

History: 1983 a. 410; 1985 a. 22, 29; 1989 a. 31; 1991 a. 39; 1993 a. 413; 1995 a. 27 ss. 4208 to 4210, 9116 (5); 1995 a. 227 s. 401; Stats. 1995 s. 281.75; 1997 a. 27; 2001 a. 16; 2005 a. 123, 335; 2007 a. 20; 2009 a. 28.

5 **SECTION 342.** 285.39 (4) of the statutes is amended to read:

6 285.39 (4) REPORT ON NEW REPLENISHMENT MECHANISMS. After expiration of the  
7 replenishment implementation period, if the department reports under sub. (2) (b)  
8 1. or determines at any other time that the growth accommodation is less than 3,500  
9 tons, the department shall, with the advice of the department of ~~commerce~~ safety and <sup>✓</sup>  
10 professional services, submit a report to the chief clerk of each house of the  
11 legislature for distribution to the appropriate standing committees of the legislature  
12 under s. 13.172 (3) on how to most effectively and equitably replenish the growth  
13 accommodation. The report shall review existing studies and data to evaluate the  
14 accuracy of this state's state implementation plan with respect to the effect of  
15 emissions from inside and outside the volatile organic compound accommodation  
16 area on the ambient air quality within the area.

History: 1987 a. 27, 399; 1991 a. 302; 1995 a. 27 s. 9116 (5); 1995 a. 227 s. 500; Stats. 1995 s. 285.39.

17 **SECTION 343.** 292.11 (2) (e) of the statutes is amended to read:

18 292.11 (2) (e) The department shall report notifications that it receives under  
19 this subsection related to discharges from petroleum storage tanks, as defined in s.  
20 101.144 (1) (bm), to the department of ~~commerce~~ safety and professional <sup>✓</sup> services.

History: 1995 a. 227 ss. 700, 703 to 707, 710, 993; 1997 a. 27, 35; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 30; 2007 a. 20; 2009 a. 28, 42.

21 **SECTION 344.** 292.12 (1) (a) of the statutes is amended to read:

22 292.12 (1) (a) "Agency with administrative authority" means the department  
23 of agriculture, trade and consumer protection with respect to a site over which it has

1 jurisdiction under s. 94.73 (2), the department of ~~commerce~~ <sup>✓</sup> safety and professional  
2 services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a),  
3 or the department of natural resources with respect to a site over which it has  
4 jurisdiction under s. 292.11 (7).

History: 2005 a. 418.

5 **SECTION 345.** 292.33 (6) of the statutes is amended to read:

6 292.33 (6) EXCEPTION. A local governmental unit may not recover costs under  
7 this section for remedial activities conducted on a property or portion of a property  
8 with respect to a discharge after the department of natural resources, the  
9 department of ~~commerce~~ <sup>✓</sup> safety and professional services <sup>2</sup> or the department of  
10 agriculture, trade and consumer protection has indicated that no further remedial  
11 activities are necessary on the property or portion of the property with respect to the  
12 discharge.

History: 1999 a. 9.

13 **SECTION 346.** 293.11 of the statutes is amended to read:

14 **293.11 Mine effect responsibility.** The department shall serve as the central  
15 unit of state government to ensure that the air, lands, waters, plants, fish and  
16 wildlife affected by prospecting or mining in this state will receive the greatest  
17 practicable degree of protection and reclamation. The administration of  
18 occupational health and safety laws and rules that apply to mining shall remain  
19 exclusively the responsibility of the department of ~~commerce~~ <sup>✓</sup> safety and professional  
20 services. The powers and duties of the geological and natural history survey under  
21 s. 36.25 (6) shall remain exclusively the responsibility of the geological and natural  
22 history survey. Nothing in this section prevents the department of ~~commerce~~ <sup>✓</sup> safety  
23 and professional services and the geological and natural history survey from

1 cooperating with the department in the exercise of their respective powers and  
2 duties.

History: 1973 c. 318; 1975 c. 41 s. 52; 1995 a. 27, ss. 4332 and 9116 (5); 1995 a. 227 s. 744; Stats. 1995 s. 293.11.

3 **SECTION 347.** 346.503 (1m) (g) of the statutes is amended to read:

4 346.503 (1m) (g) This subsection does not affect the authority under s. 101.13  
5 of the department of ~~commerce~~ safety and professional services to require by rule the  
6 reservation of parking spaces for use by a motor vehicle used by a physically disabled  
7 person.

History: 1981 c. 255 ss. 7, 13; 1983 a. 77, 227, 246; 1985 a. 87 s. 5; 1985 a. 135 s. 85; 1987 a. 260; 1989 a. 304; 1993 a. 256; 1995 a. 27 ss. 6415, 6416, 9116 (5); 2009 a. 246.

8 **SECTION 348.** 346.503 (4) of the statutes is amended to read:

9 346.503 (4) The department, after consulting with the department of  
10 ~~commerce~~ safety and professional services, shall promulgate rules governing the  
11 design, size and installation of the official traffic signs required under sub. (2) or  
12 (2m).

History: 1981 c. 255 ss. 7, 13; 1983 a. 77, 227, 246; 1985 a. 87 s. 5; 1985 a. 135 s. 85; 1987 a. 260; 1989 a. 304; 1993 a. 256; 1995 a. 27 ss. 6415, 6416, 9116 (5); 2009 a. 246.

13 **SECTION 349.** Chapter 440 (title) of the statutes is amended to read:

14 **CHAPTER 440**

15 **DEPARTMENT OF ~~REGULATION AND LICENSING~~ SAFETY AND**  
16 **PROFESSIONAL SERVICES**

17 **SECTION 350.** 440.01 (1) (aj) of the statutes is amended to read:

18 440.01 (1) (aj) "Department" means the department of ~~regulation and licensing~~  
19 safety and professional services.

History: 1977 c. 418; 1979 c. 34; 1979 c. 175 s. 53; 1979 c. 221 s. 2202 (45); 1991 a. 39; 1993 a. 102, 107; 1995 a. 233, 333; 1997 a. 35 s. 448; 1997 a. 237 ss. 532, 539m; 1999 a. 9 s. 2915; 2001 a. 80; 2007 a. 104, 143.

20 **SECTION 351.** 440.01 (1) (g) of the statutes is amended to read:

21 440.01 (1) (g) "Secretary" means the secretary of ~~regulation and licensing~~  
22 safety and professional services.

History: 1977 c. 418; 1979 c. 34; 1979 c. 175 s. 53; 1979 c. 221 s. 2202 (45); 1991 a. 39; 1993 a. 102, 107; 1995 a. 233, 333; 1997 a. 35 s. 448; 1997 a. 237 ss. 532, 539m; 1999 a. 9 s. 2915; 2001 a. 80; 2007 a. 104, 143.



1           **SECTION 352.** 440.01 (2) (cs) of the statutes is amended to read:  
2           440.01 (2) (cs) "Minority group member" has the meaning given in s. 560.036  
3           490.04 (1) (f).

History: 1977 c. 418; 1979 c. 34; 1979 c. 175 s. 53; 1979 c. 221 s. 2202 (45); 1991 a. 39; 1993 a. 102, 107; 1995 a. 233, 333; 1997 a. 35 s. 448; 1997 a. 237 ss. 532, 539m; 1999 a. 9 s. 2915; 2001 a. 80; 2007 a. 104, 143.

4           **SECTION 353.** 440.03 (3q) of the statutes is amended to read:  
5           440.03 (3q) Notwithstanding sub. (3m), the department of ~~regulation and~~  
6           ~~licensing safety and professional services~~ shall investigate any report that it receives  
7           under s. 146.40 (4r) (em).

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355.

8           **SECTION 354.** 440.03 (11m) (c) of the statutes is amended to read:  
9           440.03 (11m) (c) The department of ~~regulation and licensing safety and~~  
10          ~~professional services~~ may not disclose a social security number obtained under par.  
11          (a) to any person except the coordinated licensure information system under s.  
12          441.50 (7); the department of children and families for purposes of administering s.  
13          49.22; and, for a social security number obtained under par. (a) 1., the department  
14          of revenue for the purpose of requesting certifications under s. 73.0301 and  
15          administering state taxes.

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355.

16          **SECTION 355.** 440.03 (12m) of the statutes is amended to read:  
17          440.03 (12m) The department of ~~regulation and licensing safety and~~  
18          ~~professional services~~ shall cooperate with the departments of justice, children and  
19          families, and health services in developing and maintaining a computer linkup to  
20          provide access to information regarding the current status of a credential issued to

1 any person by the department of ~~regulation and licensing~~ safety and professional  
2 services, including whether that credential has been restricted in any way.

**History:** 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355.

3 **SECTION 356.** 440.13 (1) (b) of the statutes is amended to read:

4 440.13 (1) (b) "Memorandum of understanding" means a memorandum of  
5 understanding entered into by the department of ~~regulation and licensing~~ safety and  
6 professional services and the department of children and families under s. 49.857.

**History:** 1997 a. 191, 237; 2007 a. 20.

7 **SECTION 357.** 440.22 (2) of the statutes is amended to read:

8 440.22 (2) In any disciplinary proceeding against a holder of a credential in  
9 which the department or an examining board, affiliated credentialing board or board  
10 in the department orders suspension, limitation or revocation of the credential or  
11 reprimands the holder, the department, examining board, affiliated credentialing  
12 board or board may, in addition to imposing discipline, assess all or part of the costs  
13 of the proceeding against the holder. Costs assessed under this subsection are  
14 payable to the department. Interest shall accrue on costs assessed under this  
15 subsection at a rate of 12% per year beginning on the date that payment of the costs  
16 are due as ordered by the department, examining board, affiliated credentialing  
17 board or board. Upon the request of the department of ~~regulation and licensing~~  
18 safety and professional services, the department of justice may commence an action  
19 to recover costs assessed under this subsection and any accrued interest.

**History:** 1987 a. 27; 1991 a. 39; 1993 a. 107; 1997 a. 27.

20 **SECTION 358.** 440.905 (1) of the statutes is amended to read:

21 440.905 (1) In addition to the other duties and powers of the board under this  
22 subchapter, the board shall advise the secretary of ~~regulation and licensing~~ safety

1 and professional services on matters relating to cemeteries, to this chapter, or to the  
2 board.

History: 2005 a. 25.

3 **SECTION 359.** 440.92 (2) (d) of the statutes is amended to read:

4 440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the  
5 plans for the construction of the mausoleum have been submitted to the department  
6 of ~~commerce~~ safety and professional services for approval under s. 157.12 (2) (a) and  
7 the preneed sales contract includes the following language in not less than 10-point  
8 boldface type: "THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE  
9 HAVE BEEN SUBMITTED TO THE DEPARTMENT OF ~~COMMERCE~~ SAFETY  
10 AND PROFESSIONAL SERVICES FOR APPROVAL. THE SELLER IS  
11 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE  
12 PLANS BY THE DEPARTMENT OF ~~COMMERCE~~ SAFETY AND  
13 PROFESSIONAL SERVICES, COMPLETE THE CONSTRUCTION, AND OBTAIN  
14 CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF  
15 ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES."

History: 1989 a. 307; 1991 a. 16, 32, 39, 269; 1993 a. 16; 1995 a. 27 ss. 6605, 9116 (5); 1995 a. 295; 1997 a. 79, 191; 1999 a. 9; 2005 a. 25, 213, 254; 2007 a. 20, 174.

16 **SECTION 360.** 440.945 (5) (b) of the statutes is amended to read:

17 440.945 (5) (b) The department of justice or any district attorney, upon  
18 informing the department of justice, may commence an action in circuit court in the  
19 name of the state to restrain by temporary or permanent injunction any violation of  
20 this section. The court may, prior to entry of final judgment, make such orders or  
21 judgments as may be necessary to restore to any person any pecuniary loss suffered  
22 because of the acts or practices involved in the action, if proof of such loss is submitted  
23 to the satisfaction of the court. The department of justice may subpoena persons and  
24 require the production of books and other documents, and may request the

department of ~~regulation and licensing~~ safety and professional services to exercise its authority under par. (a) to aid in the investigation of alleged violations of this section.

History: 1989 a. 95; 1989 a. 307 ss. 84, 86; Stats. 1989 s. 440.945.

**SECTION 361.** 452.13 (2) (b) 1. of the statutes is amended to read:

452.13 (2) (b) 1. Register with the department of ~~regulation and licensing~~ safety and professional services the name and address of the depository institution and the number of the interest-bearing common trust account.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

**SECTION 362.** 452.13 (2) (b) 2. of the statutes is amended to read:

452.13 (2) (b) 2. Notify the department of ~~regulation and licensing~~ safety and professional services when any of the information required under subd. 1. is changed.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

**SECTION 363.** 452.13 (2) (b) 3. of the statutes is amended to read:

452.13 (2) (b) 3. Furnish the department of ~~regulation and licensing~~ safety and professional services with a letter authorizing the department of ~~regulation and licensing~~ safety and professional services and the department of commerce to examine and audit the interest-bearing common trust account whenever the department of ~~regulation and licensing~~ safety and professional services or the department of commerce considers it necessary.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

**SECTION 364.** 452.13 (2) (bm) of the statutes is amended to read:

452.13 (2) (bm) The department of ~~regulation and licensing~~ safety and professional services shall forward to the department of commerce the information and documents furnished under par. (b).

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

**SECTION 365.** 452.13 (5) of the statutes is amended to read:

452.13 (5) RULES. In consultation with the department of ~~regulation and~~  
licensing safety and professional <sup>✓</sup> services, the department of commerce shall  
promulgate rules necessary to administer this section.

**History:** 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

**SECTION 366.** 462.01 (3) of the statutes is amended to read:

462.01 (3) "Department" means the department of regulation and licensing  
safety and professional services.

**History:** 2009 a. 106.

**SECTION 367.** Chapter 490 of the statutes is created to read:

## CHAPTER 490

## BUSINESS CERTIFICATIONS

**SECTION 368.** 490.01 of the statutes is created to read:

**490.01 Definitions.** In this chapter:

(1) “Department” means the department of safety and professional services.

(2) “Secretary” means the secretary of safety and professional services.

**SECTION 369.** 560.0335 of the statutes is renumbered 490.02.

**SECTION 370.** 560.035 of the statutes is renumbered 490.03.

**SECTION 371.** 560.036 of the statutes is renumbered 490.04.

**SECTION 372.** 560.125 (4) (d) of the statutes is amended to read:

560.125 (4) (d) In any fiscal year, the department may not pay to any one applicant more than 20 percent of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (sm) for the fiscal year.

**History:** 2005 a. 25; 2007 a. 20; 2009 a. 28.

**SECTION 373.** 560.126 (2) (b) 2. of the statutes is amended to read:

560.126 (2) (b) 2. Whether the applicant is a small business, a minority business under s. ~~560.036~~ <sup>✓✓</sup> 490.04 (1) (e), a locally owned business, or a farm.

**History:** 2007 a. 20; 2009 a. 28, 401.

1           **SECTION 374.** 560.30 (10) of the statutes is amended to read:

2           560.30 (10) "Minority business" has the meaning given in s. ~~560.036~~ 490.04 (1)

3           (e).

4           History: 2009 a. 28, 265.

5           **SECTION 375.** 560.30 (11) of the statutes is amended to read:

6           560.30 (11) "Minority group member" has the meaning given in s. ~~560.036~~

7           490.04 (1) (f).

8           History: 2009 a. 28, 265.

9           **SECTION 376.** 560.86 (7) (d) of the statutes is amended to read:

10          560.86 (7) (d) Minority business certification under s. ~~560.036~~ 490.04.

11          History: 1991 a. 39 ss. 3434g, 3463m; 1993 a. 112.

12          **SECTION 377.** 565.01 (4d) of the statutes is amended to read:

13          565.01 (4d) "Minority business" means a business certified by the department  
14          of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

15          History: 1987 a. 119; 1989 a. 31, 99; 1991 a. 39, 189, 269, 321; 1995 a. 27 s. 9116 (5); 1997 a. 27; 1999 a. 194.

16          **SECTION 378.** 565.01 (4e) of the statutes is amended to read:

17          565.01 (4e) "Minority group member" has the meaning given in s. ~~560.036~~

18          490.04 (1) (f).

19          History: 1987 a. 119; 1989 a. 31, 99; 1991 a. 39, 189, 269, 321; 1995 a. 27 s. 9116 (5); 1997 a. 27; 1999 a. 194.

20          **SECTION 379.** 601.93 (2) of the statutes is amended to read:

21          601.93 (2) Every insurer doing a fire insurance business in this state shall,  
22          before March 1 in each year, file with the commissioner a statement, showing the  
23          amount of premiums upon fire insurance due for the preceding calendar year.  
Return premiums may be deducted in determining the premium on which the fire  
department dues are computed. Payments of quarterly installments of the total  
estimated payment for the then current calendar year under this subsection are due  
on or before April 15, June 15, September 15 and December 15. On March 1 the  
insurer shall pay any additional amounts due for the preceding calendar year.

1 Overpayments will be credited on the amount due April 15. The commissioner shall,  
2 prior to May 1 each year, report to the department of ~~commerce~~ safety and  
3 professional services the amount of dues paid under this subsection and to be paid  
4 under s. 101.573 (1).

**History:** 1971 c. 154; 1975 c. 372 ss. 5, 38; 1975 c. 421; Stats. 1975 s. 601.93; 1977 c. 29; 1979 c. 34, 102, 177, 221; 1981 c. 20; 1987 a. 166; 1995 a. 27 ss. 7019, 9130 (4); 2001 a. 103.

5 **SECTION 380.** 610.70 (1) (a) of the statutes is amended to read:

6 610.70 (1) (a) "Health care provider" means any person licensed, registered,  
7 permitted or certified by the department of health services or the department of  
8 ~~regulation and licensing~~ safety and professional services to provide health care  
9 services, items or supplies in this state.

**History:** 1997 a. 231; 1999 a. 9, 79; 2005 a. 22; 2007 a. 20 s. 9121 (6) (a).

10 **SECTION 381.** 632.10 (1) of the statutes is amended to read:

11 632.10 (1) "Building and safety standards" means the requirements of chs. 101  
12 and 145 and of any rule promulgated by the department of ~~commerce~~ safety and  
13 professional services under ch. 101 or 145, and standards of a 1st class city relating  
14 to the health and safety of occupants of buildings.

**History:** 1989 a. 347; 1995 a. 27 ss. 7041, 9116 (5).

15 **SECTION 382.** 709.03 (form) C. 8. of the statutes is amended to read:

16 **709.03 (form)**

\*\*\*\*NOTE: Should the address be changed?

17 **SECTION 383.** 893.925 (2) (a) of the statutes is amended to read:

18 893.925 (2) (a) An action to recover damages for mining-related injuries under  
19 s. 107.32 shall be brought within 3 years of the date on which the death or injury  
20 occurs unless the department of ~~commerce~~ safety and professional services gives  
21 written notice within the time specified in this subsection that a claim has been filed  
22 with it under sub. (1), in which case an action based on the claim may be brought  
23 against the person to whom the notice is given within one year after the final

Insert  
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1 resolution, including any appeal, of the claim or within the time specified in this  
2 subsection, whichever is longer.

3 History: 1979 c. 353 s. 7; Stats. 1979 s. 893.207; 1979 c. 355 s. 227; Stats. 1979 s. 893.925; 1995 a. 27 ss. 7214, 9116 (5).

4 **SECTION 384.** 895.07 (13) of the statutes is amended to read:

5 895.07 (13) BROCHURE. The department of commerce safety and professional  
6 services shall prepare a brochure explaining the process under this section and shall  
7 provide that brochure to contractors.

8 History: 2005 a. 201; 2007 a. 97.

9 **SECTION 385.** 895.441 (5) of the statutes is amended to read:

10 895.441 (5) SILENCE AGREEMENTS. Any provision in a contract or agreement  
11 relating to the settlement of any claim by a patient against a therapist that limits  
12 or eliminates the right of the patient to disclose sexual contact by the therapist to a  
13 subsequent therapist, the department of ~~regulation and licensing~~ safety and  
14 professional services, the department of health services, the injured patients and  
15 families compensation fund peer review council, or a district attorney is void.

16 History: 1985 a. 275; 1987 a. 352; 1991 a. 160, 217; 1995 a. 27 s. 9126 (19); 1999 a. 85; 2003 a. 111; 2005 a. 155 s. 62; Stats. 2005 s. 895.441; 2007 a. 20 s. 9121 (6) (a).

17 **SECTION 386.** 938.78 (2) (g) of the statutes is amended to read:

18 938.78 (2) (g) Paragraph (a) does not prohibit an agency from disclosing  
19 information about an individual in its care or legal custody on the written request  
20 of the department of ~~regulation and licensing~~ safety and professional services or of  
21 any interested examining board or affiliated credentialing board in that department  
22 for use in any investigation or proceeding relating to any alleged misconduct by any  
23 person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457.  
24 Unless authorized by an order of the court, the department of ~~regulation and~~  
licensing safety and professional services and any examining board or affiliated  
credentialing board in that department shall keep confidential any information  
obtained under this paragraph and may not disclose the name of or any other



1 identifying information about the individual who is the subject of the information  
2 disclosed, except to the extent that redisclosure of that information is necessary for  
3 the conduct of the investigation or proceeding for which that information was  
4 obtained.

**History:** 1995 a. 27 s. 9126 (19); 1995 a. 77, 230, 352; 1997 a. 205, 207, 283; 1999 a. 9; 2001 a. 38, 59, 109; 2003 a. 292, 321; 2005 a. 25, 277, 293, 344, 406, 434; 2007 a. 20 ss. 3834, 9121 (6) (a); 2007 a. 97; 2009 a. 79, 302, 338.

5 **SECTION 387.** 940.20 (7) (a) 3. of the statutes is amended to read:

6 940.20 (7) (a) 3. "Health care provider" means any person who is licensed,  
7 registered, permitted or certified by the department of health services or the  
8 department of ~~regulation and licensing~~ safety and professional services to provide  
9 health care services in this state.

**History:** 1977 c. 173; 1979 c. 30, 113, 221; 1981 c. 118 s. 9; 1983 a. 189 s. 329 (4); 1989 a. 336; 1993 a. 54, 164, 491; 1995 a. 27 s. 9126 (19); 1995 a. 77, 145, 225, 343; 1997 a. 35, 143, 283; 1999 a. 85; 2001 a. 109; 2005 a. 434; 2007 a. 20 s. 9121 (6) (a); 2007 a. 27, 130.

10 **SECTION 388.** 940.22 (1) (a) of the statutes is amended to read:

11 940.22 (1) (a) "Department" means the department of ~~regulation and licensing~~  
12 safety and professional services.

**History:** 1983 a. 434; 1985 a. 275; 1987 a. 352, 380; 1991 a. 160; 1993 a. 107; 1995 a. 300; 2001 a. 109.

13 **SECTION 389.** 961.36 (1m) of the statutes is amended to read:

14 961.36 (1m) At the request of the department of ~~regulation and licensing~~ safety  
15 and professional services or a board, examining board or affiliated credentialing  
16 board in the department of ~~regulation and licensing~~ safety and professional services,  
17 the controlled substances board shall provide advice and assistance in matters  
18 related to the controlled substances law to the department or to the board, examining  
19 board or affiliated credentialing board in the department making the request for  
20 advice or assistance.

**History:** 1981 c. 200; 1987 a. 186; 1995 a. 305 ss. 2, 3; 1995 a. 448 s. 234; Stats. 1995 s. 961.36; 1997 a. 35 s. 339.

21 **SECTION 390.** 978.05 (6) (b) of the statutes is amended to read:

1           978.05 (6) (b) Enforce the provisions of all general orders of the department of  
2   commerce safety and professional services relating to the sale, transportation and  
3   storage of explosives.

History: 1989 a. 31, 117, 336; 1991 a. 16, 32, 39; 1993 a. 98; 1995 a. 27 ss. 7291, 7292, 9116 (5), 9130 (4); 1995 a. 77, 201, 448; Sup. Ct. Order No. 96-08, 207 Wis. 2d xv (1997); 1997 a. 3, 35, 73; 1999 a. 9; 2001 a. 16; 2005 a. 25, 434; 2007 a. 1; 2007 a. 20 ss. 3927, 9121 (6) (a).

4           **SECTION 9110. Nonstatutory provisions; Commerce.**

5           (1) RULES AND ORDERS REGARDING CERTAIN CERTIFICATIONS. All rules promulgated  
6   by the department of commerce that relate to disabled veteran-owned business  
7   certifications under section 560.0335, 2009 stats., woman-owned business  
8   certifications under section 560.035, 2009 stats., or minority business certifications  
9   under section 560.036, 2009 stats., and that are in effect on the effective date of this  
10   subsection, remain in effect until their specified expiration date<sup>S</sup> or until amended or  
11   repealed by the department of safety and professional services. All orders issued by  
12   the department of commerce relating to such certifications that are in effect on the  
13   effective date of this subsection remain in effect until their specified expiration date<sup>S</sup>  
14   or until modified or rescinded by the department of safety and professional services.

15           (2) TRANSFER OF THE DIVISION OF SAFETY AND BUILDINGS.

16           (a) *Assets and liabilities*. On the effective date of this paragraph, the assets and  
17   liabilities of the department of commerce primarily related to the functions of the  
18   division of safety and buildings and the division of environmental and regulatory  
19   services, as determined by the secretary of administration, shall become the assets  
20   and liabilities of the department of safety and professional services.

21           create auto ref (b) *Employee transfers*. All incumbent employees holding positions in the  
22   (a) department of commerce performing duties primarily related to the functions of the  
23   division of safety and buildings and the division of environmental and regulatory

1 services, as determined by the secretary of administration, are transferred on the  
2 effective date of this paragraph to the department of safety and professional services.

3 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
4 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
5 statutes in the department of safety and professional services that they enjoyed in  
6 the department of commerce immediately before the transfer. Notwithstanding  
7 section 230.28 (4) of the statutes, no employee so transferred who has attained  
8 permanent status in class is required to serve a probationary period.

9 (d) *Tangible personal property.* On the effective date of this paragraph, all  
10 tangible personal property, including records, of the department of commerce that  
11 is primarily related to the functions of the division of safety and buildings and the  
12 division of environmental and regulatory services, as determined by the secretary of  
13 administration, is transferred to the department of safety and professional services.

14 (e) *Contracts.* All contracts entered into by the department of commerce in  
15 effect on the effective date of this paragraph that are primarily related to the  
16 functions of the division of safety and buildings and the division of environmental  
17 and regulatory services, as determined by the secretary of administration, remain  
18 in effect and are transferred to the department of safety and professional services.  
19 The department of safety and professional services shall carry out any obligations  
20 under such a contract until the contract is modified or rescinded by the department  
21 of safety and professional services to the extent allowed under the contract.

22 (f) *Rules and orders.* All rules promulgated by the department of commerce  
23 that are in effect on the effective date of this paragraph and that are primarily related  
24 to the functions of the division of safety and buildings and the division of  
25 environmental and regulatory services, as determined by the secretary of

**SECTION 9110**

1 administration, remain in effect until their specified expiration date<sup>s</sup> or until  
2 amended or repealed by the department of safety and professional services. All  
3 orders issued by the department of commerce that are in effect on the effective date  
4 of this paragraph<sup>✓</sup> and that are primarily related to the functions of the division of  
5 safety and buildings and the division of environmental and regulatory services, as  
6 determined by the secretary of administration, remain in effect until their specified  
7 expiration date<sup>s</sup> or until modified or rescinded by the department of safety and  
8 professional services.

9 (g) *Pending matters.* Any matter pending with the department of commerce  
10 on the effective date of this paragraph<sup>✓</sup> that is primarily related to the functions of the  
11 division of safety and buildings and the division of environmental and regulatory  
12 services, as determined by the secretary of administration, is transferred to the  
13 department of safety and<sup>✓</sup> professional services and all materials submitted to or  
14 actions taken by the department of commerce with respect to the pending matter<sup>s</sup> are  
15 considered as having been submitted to or taken by the department of safety and  
16 professional services.

17 (END)

Insert 111-16

		YES	NO	N/A
C. 1.	I am aware of defects in the roof.	....	....	....
C. 2.	I am aware of defects in the electrical system.	....	....	....
C. 3.	I am aware of defects in part of the plumbing system (including the water heater, water softener and swimming pool) that is included in the sale.	....	....	....
C. 4.	I am aware of defects in the heating and air conditioning system (including the air filters and humidifiers).	....	....	....
C. 5.	I am aware of defects in the well, including unsafe well water.	....	....	....
C. 6.	I am aware that this property is served by a joint well.	....	....	....
C. 7.	I am aware of defects in the septic system or other sanitary disposal system.	....	....	....

C. 8. I am aware of underground or aboveground fuel storage tanks on the property. (If "yes", the owner, by law, may have to register the tanks with the department of commerce at P.O. Box 7970, Madison, Wisconsin, 53707, whether the tanks are in use or not. Regulations of the department of commerce may require the closure or removal of unused tanks.)

*safety and professional services*

C. 9.	I am aware of an "LP" tank on the property. (If "yes", specify in the additional information space whether the owner of the property either owns or leases the tank.	....	....	....
C. 10.	I am aware of defects in the basement or foundation (including cracks, seepage and bulges).	....	....	....
C. 11.	I am aware that the property is located in a floodplain, wetland or shoreland zoning area.	....	....	....
C. 12.	I am aware of defects in the structure of the property.	....	....	....

		YES	NO	N/A
C. 13.	I am aware of defects in mechanical equipment included in the sale either as fixtures or personal property.	....	....	....
C. 14.	I am aware of boundary or lot line disputes, encroachments or encumbrances (including a joint driveway).	....	....	....
C. 15.	I am aware of a defect caused by unsafe concentrations of, or unsafe conditions relating to, radon, radium in water	....	....	....

*CPS  
See  
attached  
example -  
use  
for formatting.  
This is in  
the statutes*

**ASSEMBLY BILL 670**

example  
report, on which the owner discloses certain conditions of the real property of which the owner is aware. This bill requires an owner to disclose on the real estate condition report whether the real property is subject to a mitigation plan required by the county.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 709.03 (form) C. 26m. of the statutes is created to read:

2           **709.03** (form)

3           C. 26m. I am aware that the property is subject to a mit-       ...       ...       ...  
4                            igation plan required under administrative  
5                            rules of the department of natural resources  
6                            related to county shoreland zoning ordi-  
7                            nances, which obligates the owner of the  
8                            property to establish or maintain certain  
9                            measures related to shoreland conditions and  
10                          which is enforceable by the county.

11           **SECTION 2. Nonstatutory provisions.**

12           (1) REAL ESTATE CONDITION REPORT. Notwithstanding section 709.035 of the  
13           statutes, the creation of section 709.03 (form) C. 26m. of the statutes does not require  
14           a property owner who has furnished to a prospective buyer of the property an original  
15           or amended real estate condition report before the effective date of this subsection  
16           to submit an amended real estate condition report with respect to the information  
17           required by section 709.03 (form) C. 26m. of the statutes, as created by this act.

18           **SECTION 3. Initial applicability.**

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0808/2dr

RNK, MPG, MGG.....

RNK/MPG/RCT/MGG

Wlj

Date

the Department of Safety  
and Professional  
Services

Cynthia Dombrowski

Please review this draft carefully to ensure that it is consistent with your intent.

Regarding transfer of the business certifications to (DSPS), the draft moves the appropriation for the woman-owned business certification program to DSPS (see S. 20.165 (2) (gr) ~~in the draft~~). However, there is no specific appropriation under current law for either the disabled veteran-owned business certification program or the minority business certification program. Both of those programs, like the woman-owned business certification program, are fee-generating programs. Do you know to which appropriation(s) (Commerce) currently credits the fees from those programs? proposed

, stats.,  
as  
renumbered  
from

the Department of Commerce

S. 20.143  
(1)(gr), stats.

Michael P. Gallagher  
Legislative Attorney  
Phone: (608) 267-7511  
E-mail: michael.gallagher@legis.wisconsin.gov

Please note the following with regard to the part of this draft that transfers the functions of the Department of Commerce's division of environmental and regulatory services and ~~the functions of the~~ division of safety and buildings to the Department of Safety and Professional Services (as renamed from the Department of Regulation and Licensing).

DSPS

1. There are many provisions in current law that refer to ~~the Department of Commerce~~ or to the secretary of Commerce in such a manner that I am unable to determine whether to simply delete the reference, change the reference to ~~a reference to the~~ Department of Safety and Professional Services, add a reference to a different agency, or do a combination of those alternatives. Consequently, please review all of the following provisions that are not treated in the draft but that contain references to ~~the Department of Commerce~~ or to the secretary of Commerce and advise how you would like them to be treated in the next version of the draft:

DSPS

Sections

SS 14.165 (2), 15.105 (12) (a) 1., 15.107 (16) (b) 3., 15.137 (2) (a) 3m., 15.145 (5), 15.347 (13) (b) 2. and (18) (b) 4., 15.445 (2) (e), 16.967 (6), 36.25 (30), 46.29 (3) (e), 48.67 (intro.), 66.0211 (5), 66.0309 (3) (a) 3., 67.05 (6a) (bg) 2., 67.12 (12) (e) 2r. b., 71.07 (5j) (a) 2d.

2. and 2m. and (c) 3., 71.28 (5j) (a) 2d. and 2m. and (c) 3., 71.47 (5j) (a) 2d. and 2m. and (c) 3., 85.095 (2) (b), 93.33 (5), 93.80, 100.60 (1) (b) 2. and (c) 2., (3) (a), (6) and (7) (a) and (b), 118.075 (2) (a), 160.01, (7), 182.0175 (1m), (e) 2., 196.374 (2) (a) 4. and (3), 196.491 (2) (b) 2., 227.115 (1) (a), 227.116 (4) and (5), 227.137 (1), 227.19 (3) (g), 227.59, 254.51 (2), 299.13 (1m), 299.83 (8) (f), and 940.207 (2) (intro.) and (a), stats, use 2x

2. This draft does not affect the Commerce appropriations under s. 20.143 (4). When we receive instructions about these appropriations, we will address them in the next version of the draft.

3. Please note that I have transferred the Building Inspector Review Board to DSPS as well as the councils specified under s. 15.157, stats, that have duties that relate to Commerce's safety and building functions. Is this O.K.?

4. There are some notes embedded in this draft (other than standard budget schedule notes) that raise issues that will need to be resolved before the draft is finalized.

Please let me know if you have any questions.

Senior  
Robin N. Kite  
Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov

stats, ~~DATCP~~ currently is involved in regulating or enforcing laws other than those specified in this draft that relate to residential rental and home ownership issue. See s. 704.90 dealing with dealing with self-storage facilities, ss. 707.49 (4) and 707.57 (2) (a) and (b) and (3) relating to time share ownership, and ss. 846.40 (8) (b) 2. (intro.) and b. and 846.45 (6) (a), (c) and (d) relating to real estate foreclosures. Do you want any of these provisions transferred to DSPS? stats, s

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215

The Department  
of Agriculture, Trade  
and Consumer Protection



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0808/P1dn  
MPG/RNK/MGG:wlj:md

January 14, 2011

Cynthia Dombrowski:

Please review this draft carefully to ensure that it is consistent with your intent.

Regarding transfer of the business certifications to the Department of Safety and Professional Services (DSPS), the draft moves the appropriation for the woman-owned business certification program to DSPS (see proposed s. 20.165 (2) (gr), stats., as renumbered from s. 20.143 (1) (gr), stats.). However, there is no specific appropriation under current law for either the disabled veteran-owned business certification program or the minority business certification program. Both of those programs, like the woman-owned business certification program, are fee-generating programs. Do you know to which appropriation(s) the Department of Commerce (Commerce) currently credits the fees from those programs?

Michael P. Gallagher  
Legislative Attorney  
Phone: (608) 267-7511  
E-mail: michael.gallagher@legis.wisconsin.gov

Please note the following with regard to the part of this draft that transfers the functions of Commerce's division of environmental and regulatory services and division of safety and buildings to DSPS:

1. There are many provisions in current law that refer to Commerce or to the secretary of Commerce in such a manner that I am unable to determine whether to simply delete the reference, change the reference to DSPS, add a reference to a different agency, or do a combination of those alternatives. Consequently, please review all of the following provisions that are not treated in the draft but that contain references to Commerce or to the secretary of Commerce and advise how you would like them to be treated in the next version of the draft:

Sections 14.165 (2), 15.105 (12) (a) 1., 15.107 (16) (b) 3., 15.137 (2) (a) 3m., 15.145 (5), 15.347 (13) (b) 2. and (18) (b) 4., 15.445 (2) (e), 16.967 (6), 36.25 (30), 46.29 (3) (e), 48.67 (intro.), 66.0211 (5), 66.0309 (3) (a) 3., 67.05 (6a) (bg) 2., 67.12 (12) (e) 2r. b., 71.07 (5j)

(a) 2d. and 2m. and (c) 3., 71.28 (5j) (a) 2d. and 2m. and (c) 3., 85.095 (2) (b), 93.33 (5), 93.80, 100.60 (1) (b) 2. and (c) 2., (3) (a), (6) (a), and (7) (a) and (b), 118.075 (2) (a), 160.01 (7), 182.0175 (1m) (e) 2., 196.374 (2) (a) 4. and (3) (a), 196.491 (2) (b) 2., 227.115 (1) (a), 227.116 (4) and (5), 227.137 (1), 227.19 (3) (g), 227.59, 254.51 (2), 299.13 (1m), 299.83 (8) (f), and 940.207 (2) (intro.) and (a), stats.

2. This draft does not affect the Commerce appropriations under s. 20.143 (4), stats. When we receive instructions about these appropriations, we will address them in the next version of the draft.

3. Please note that I have transferred the Building Inspector Review Board to DSPS as well as the councils specified under s. 15.157, stats. that have duties that relate to Commerce's safety and building functions. Is this OK?

4. There are some notes embedded in this draft (other than standard budget schedule notes) that raise issues that will need to be resolved before the draft is finalized.

Please let me know if you have any questions.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov

The Department of Agriculture, Trade and Consumer Protection currently is involved in regulating or enforcing laws other than those specified in this draft that relate to residential rental and home ownership issues. See s. 704.90, stats., dealing with self-storage facilities, ss. 707.49 (4) and 707.57 (2) (a) and (b) and (3), stats., relating to time-share ownership, and ss. 846.40 (8) (b) 2. (intro.) and b. and 846.45 (6) (a), (c), and (d), stats., relating to real estate foreclosures. Do you want any of these provisions transferred to DSPS?

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215

**Kite, Robin**

**From:** Dombrowski, Cynthia A - DOA [cynthia.dombrowski@wisconsin.gov]

**Sent:** Friday, January 21, 2011 5:33 PM

**To:** Kite, Robin

**Subject:** LRB 0808 Dept of Safety and Prof Services

Hi Robin -

I have some modifications to the current DSPS draft.

1. Transfer the Educational Approval Board and responsibilities from WTCS to DSPS as program 3 at DSPS. The appropriations are in program 2 at WTCS (agency 292) and would all be renamed to DSPS, program 3. Delete the current board. Transfer all other employees and those employees will retain their rights.
- ✓ 2. The draft (section 4) currently references the Division of Environmental and Regulatory Services in statute. Delete the division from statutes. (This would mean that none of the DSPS divisions are referenced in statute, correct?).
3. Create a non-stat provision that would give the DOA Secretary the authority to reallocate resources within DSPS once the reorganization is complete to best align resources with program responsibilities. DOA would be required to report to the Joint Committee on Finance once any final reorganization was complete.
- ✓ 4. Modify section 81. Delete the words "women-owned" and include in the language any revenues from the certification of disabled veteran owned businesses and minority owned businesses. This would consolidate the certification of all three business types under one appropriation.
- ✓ 5. Transfer the following appropriations to DSPS:
  - a. 143 (4)(a) General Program Operations to DSPS program 1
  - b. 143 (4)(g) Gifts grants and proceeds to DSPS program 2
  - c. 143 (4)(k) Sale of materials or services to DPSP program 1
  - d. 143 (4)(kd) Administrative Services to DPSP program 1
  - e. 143 (4)(pz) Indirect federal reimbursements to DSPS program 1

(1)(a)? change title

— (2)(a)

(1)(k) -

(1)(kd) -

(1)(pz)?

Please let me know if you have questions or wish to discuss. We are still looking at the list of references to Commerce or the Secretary of Commerce that were included in the drafter's note and will hopefully have an answer to those early next week. Thanks for your help with this.

Cindy

**Cynthia Dombrowski**

Executive Policy and Budget Analyst

Department of Administration

Tel: (608)266-2214

Fax: (608)267-0372

cynthia.dombrowski@wisconsin.gov

Look at Act 20  
re: DOA secretary -  
positions & funding

## Kite, Robin

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**From:** Dombrowski, Cynthia A - DOA [cynthia.dombrowski@wisconsin.gov]

**Sent:** Tuesday, January 25, 2011 3:59 PM

**To:** Kite, Robin

**Subject:** RE: Commerce references

That is correct. Just repeal the reference to Commerce.

Thanks,  
Cindy

---

**From:** Kite, Robin [mailto:Robin.Kite@legis.wisconsin.gov]

**Sent:** Tuesday, January 25, 2011 3:59 PM

**To:** Dombrowski, Cynthia A - DOA

**Subject:** RE: Commerce references

Thanks, Cindy. When you use the term "repeal" here and elsewhere in your list, I assume that what you mean is that the provision should be amended to take out any reference to the Department of Commerce. That is, you don't actually want to repeal the provision in its entirety. Correct?

Thanks.

Robin

---

**From:** Dombrowski, Cynthia A - DOA [mailto:cynthia.dombrowski@wisconsin.gov]

**Sent:** Tuesday, January 25, 2011 3:50 PM

**To:** Kite, Robin

**Subject:** RE: Commerce references

Hi Robin -

66.0211(5) and 67.0309(3)(a)(3) can both be repealed.

Thanks,  
Cindy

---

**From:** Kite, Robin [mailto:Robin.Kite@legis.wisconsin.gov]

**Sent:** Tuesday, January 25, 2011 3:26 PM

**To:** Dombrowski, Cynthia A - DOA

**Subject:** RE: Commerce references

Thanks, Cindy.

---

**From:** Dombrowski, Cynthia A - DOA [mailto:cynthia.dombrowski@wisconsin.gov]

**Sent:** Tuesday, January 25, 2011 3:08 PM

**To:** Kite, Robin

**Cc:** Sundberg, Christopher; Hoechst, Jonathan S - DOA

**Subject:** Commerce references

Hi Robin -

Please find attached the list of statutory references you identified in the drafter's note regarding references to the Secretary of Commerce. We have identified for each (in the "Action" column) whether

1/27/2011

the reference should be repealed, changed to the Wisconsin Economic Development Corporation or to the Department of Safety and Professional Services. Note, there are a few that we are awaiting a final answer and will share those as soon as we get them.

Let me know if you have any questions.

Cindy

**Cynthia Dombrowski**

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Department of Administration

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